

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 16TH MARCH 2007 / 25TH PHALGUNA 1928

WP(C).No. 30641 of 2005(W)

PETITIONER:

ANOOP ELIAS,
PYNADATH, POICKATTUSSERY,
CHENGAMANAD, ALWAYE-683 578.

BY ADV. SRI.P.SANJAY
SRI.A.PARVATHI MENON

RESPONDENTS:

1. THE CONTROLLER OF EXAMINATIONS,
MAHATMA GANDHI UNIVERSITY,
KOTTAYAM.

2. THE PRINCIPAL,
GOVT. LAW COLLEGE,
ERNAKULAM.

BY ADV. SHRI.V.A.MUHAMMED, STANDING COUNSEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 16/03/2007, ALONG WITH WPC NO. 30658 OF 2005 THE COURT
ON THE SAME DAY DELIVERED THE
FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) Nos. 30641 (W) & 30658 (Y) of 2005

Dated, this the 16th day of March, 2007

J U D G M E N T

Even though petitioner is challenging the examination regulation with regard to minimum marks required for a pass in each subject, I do not think there is any scope for interference by this Court. However, it is seen that in the dual valuation system, one of the valuers who valued answer book in General Principles of Law and Contract did not award any mark to the petitioner in question No. 4, whereas other valuer has given seven marks for that question. This obviously means that one of the valuers who valued petitioner's answer book without giving any mark for one question was totally indifferent. In the circumstance, it cannot be said that there was a proper valuation by him serving the purpose of dual valuation of petitioner's answer book in the said subject by two valuers. Therefore the Controller of Examinations is directed to get the answer book of the petitioner in the same subject valued by another valuer, who gave marks on all

questions and then publish the result after taking into account the said valuation. Revaluation should be completed and result should be published within one month from the date of production of a copy of this judgment.

This writ petitions are disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE.)